

RESOLUTION NO. 10-100

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA AUTHORIZING THE MAYOR AND THE CITY CLERK, AS ATTESTING WITNESS, ON BEHALF OF THE CITY, TO RENEW THE MICROSOFT SOFTWARE LICENSING AND SYSTEM UPGRADE AGREEMENT FOR AN ADDITIONAL THREE YEARS WITH MICROSOFT CORPORATION, THROUGH ITS CONTRACTING MICROSOFT AFFILIATE, UTILIZING THE NEGOTIATED RATES THROUGH THE STATE OF FLORIDA ENTERPRISE AGREEMENT, FURTHER WAIVING COMPETITIVE BIDDING UNDER THE SOLE SOURCE PROVIDER EXCEPTION AND FURTHER AUTHORIZING THE ANNUAL EXPENDITURE OF \$92,375.88 FOR A TOTAL SUM OF \$277,127.64 IN PAYMENT THEREOF.

WHEREAS, the City of Hialeah entered into a 3-year licensing agreement with Microsoft Corporation, through its affiliated large account reseller, pursuant to Hialeah, Fla., Resolution 2001-88 (Sept. 4, 2001); and

WHEREAS, the City of Hialeah entered into an additional 3-year licensing agreement with Microsoft Corporation, through its affiliated large account reseller, with the option to renew for an additional 3 years, pursuant to Hialeah, Fla., Resolution 04-89 (Sept. 16, 2004); and

WHEREAS, pursuant to Hialeah, Fla., Resolution 07-124 (Oct. 11, 2007), the City of Hialeah exercised its renewal option and entered into a three-year agreement with Microsoft Corporation; and

WHEREAS, the City of Hialeah desires to enter into a new license agreement for three years; and

WHEREAS, it is in the best interest of the City to enter into a Microsoft software licensing and system upgrade of its computer software programs with Microsoft Corporation and waive competitive bidding since the company is a sole source provider for the license and system improvements.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The City of Hialeah, Florida hereby authorizes the Mayor and the City Clerk, as attesting witness, on behalf of the City, to renew the Microsoft software licensing and system upgrade agreement for an additional three years with Microsoft Corporation, through its contracting Microsoft affiliate, utilizing the negotiated rates through the State of Florida Enterprise Agreement.


Section 2: The City of Hialeah, Florida hereby waives competitive bidding requirements under the sole source provider exception and further authorizes the annual expenditure of \$92,375.88 for a total sum of \$277,127.64 in payment thereof.

PASSED AND ADOPTED this 28th day of September, 2010.

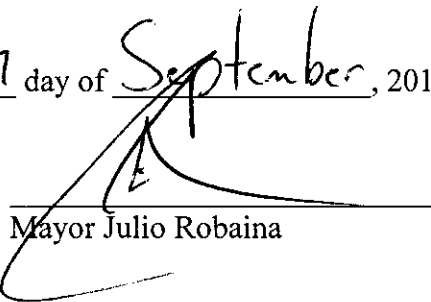


Carlos Hernandez
Council President

Attest:

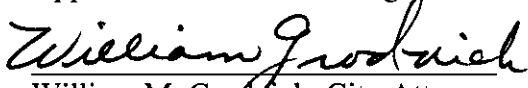

Rafael E. Granado, City Clerk

Approved on this 29 day of September, 2010.



Mayor Julio Robaina

Approved as to form and legal sufficiency:


William M. Grochick, City Attorney

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Resolution was adopted by a unanimous vote with Councilmembers, Caragol, Casals-Muñoz, Cue, Garcia-Martinez, Gonzalez, Hernandez, and Yedra voting "Yes.